

106TH CONGRESS  
1ST SESSION

# H. R. 3473

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to restrict the transfer by local law enforcement agencies of certain firearms.

---

## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 18, 1999

Mr. HOLT introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To amend the Omnibus Crime Control and Safe Streets Act of 1968 to restrict the transfer by local law enforcement agencies of certain firearms.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Surplus Firearm Safe-  
5       ty Act”.

6       **SEC. 2. BYRNE GRANT REDUCTION FOR NONCOMPLIANCE.**

7       (a) GRANT REDUCTION FOR NONCOMPLIANCE.—Sec-  
8       tion 506 of title I of the Omnibus Crime Control and Safe  
9       Streets Act of 1968 (42 U.S.C. 3756) is amended by add-  
10      ing at the end the following:

1 “(g) RESTRICTIONS ON TRANSFER OF FIREARMS BY  
2 LOCAL LAW ENFORCEMENT AGENCIES.—

3 “(1) IN GENERAL.—The funds available under  
4 this subpart for a State shall be reduced by 5 per-  
5 cent and redistributed under paragraph (2) unless  
6 the State demonstrates to the satisfaction of the Di-  
7 rector that the law or regulations of the State, with  
8 respect to firearms acquired by a local law enforce-  
9 ment agency through seizure, purchase, voluntary  
10 surrender, or otherwise, require one or more of the  
11 following:

12 “(A) That such firearms, to the extent not  
13 maintained for a legitimate law enforcement,  
14 evidentiary, or forensic purpose, be destroyed in  
15 a fashion that renders them permanently unus-  
16 able as firearms.

17 “(B) That such firearms, to the extent not  
18 maintained for a legitimate law enforcement,  
19 evidentiary, or forensic purpose, not be trans-  
20 ferred by that agency, with or without consider-  
21 ation, except to a law enforcement agency for  
22 such a purpose or to a museum for legitimate  
23 museum purposes.

24 “(2) REDISTRIBUTION.—Any funds available  
25 for redistribution shall be redistributed to partici-

1       pating States that comply with the requirements of  
2       paragraph (1).

3               “(3) COMPLIANCE.—The Attorney General  
4       shall issue regulations to ensure compliance with the  
5       requirements of paragraph (1).”.

6       (b) CONFORMING AMENDMENT.—Section 506(a) of  
7       title I of the Omnibus Crime Control and Safe Streets Act  
8       of 1968 is amended by striking “subsection (f),” and in-  
9       serting “subsections (f) and (g),”.

10       (c) EFFECTIVE DATE.—The amendments made by  
11       subsection (a) shall take effect on the first day of the fiscal  
12       year succeeding the first fiscal year beginning 1 year after  
13       the date of the enactment of this Act.

○